

**BOARD OF BARBERING AND COSMETOLOGY**

*Title 16, Division 9 of the California Code of Regulations.*

**SPECIFIC LANGUAGE**

**LEGEND**

**Underlined**

**Indicates proposed amendments or additions to the existing regulation.**

**~~Strikeout~~**

**Indicates proposed deletions to the existing regulation.**

**Amend Section 972 of the California Code of Regulations as follows:**

972. Disciplinary Guidelines

In reaching a decision on a disciplinary action under the Administrative Procedure Act (Government Code Section 11400 et seq.), the board shall consider the disciplinary guidelines entitled "Disciplinary Guidelines" ~~(September, 1998 Edition)~~ (October, 2010 Edition) which are hereby incorporated by reference. Deviation from these guidelines, including the standard terms of probation, is appropriate where the board in its sole discretion determines the facts of the particular case warrant such a deviation -- for example: the presence of mitigating factors; the age of the case; evidentiary problems.

NOTE: Authority cited: Section 7312, Business and Professions Code. Reference: ~~Section~~ Sections 7403 and 7404, Business and Professions Code.